

Greeley City Council Agenda

Work Session

Tuesday, May 9, 2023 at 6 PM

City Council Chambers at City Center South, 1001 11th Ave, Greeley, CO 80631 Zoom Webinar
link: <https://greeleygov.zoom.us/j/86148461863>

NOTICE:

City Council Work Sessions are held on the 2nd and 4th Tuesdays of each month in the City Council Chambers. Meetings are conducted in a hybrid format, with a Zoom webinar in addition to the in person meeting in Council Chambers.

City Council members may participate in this meeting via electronic means pursuant to their adopted policies and protocol.

Members of the public are also invited to view Council work sessions in person or remotely. **Work sessions do not include public input in any format. Public comment is only permitted at regular Council meetings on the 1st and 3rd Tuesdays of each month.**

Watch Meetings:



Meetings are open to the public
And can be attended in person
By anyone.



Meetings are livestreamed on YouTube at
[Youtube.com/CityofGreeley](https://www.youtube.com/CityofGreeley) as well as
Over the Zoom webinar. Public participation
In the Zoom webinar only allows viewing
The meeting.

For more information about this meeting or to request reasonable accommodations, contact the City Clerk's Office at 970-350-9740 or by email at CityClerk@Greeleygov.com

Meeting agendas, minutes, and archived videos are available on the City's meetings portal at [Greeley-co.municodemeetings.com/](https://greeley-co.municodemeetings.com/)



Mayor
John Gates

Councilmembers

Tommy Butler
Ward I

Deb DeBoutez
Ward II

Johnny Olson
Ward III

Dale Hall
Ward IV

Brett Payton
At-Large

Ed Clark
At-Large

A City Achieving
Community Excellence
Greeley promotes a healthy,
diverse economy and high
quality of life responsive to
all its residents and
neighborhoods, thoughtfully
managing its human and
natural resources in a
manner that creates and
sustains a safe, unique,
vibrant and rewarding
community in which to live,
work, and play.

City Council Work Session Agenda

May 09, 2023 at 6:00 PM

**City Council Chambers, City Center South, 1001 11th Ave & via
Zoom at <https://greeleygov.zoom.us/j/86148461863>**

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
- [4.](#) Reports from Mayor and Councilmembers
- [5.](#) Overview of Sales and Use Tax Software Collection System
- [6.](#) Scheduling of Meetings, Other Events
7. Adjournment



Work Session Agenda Summary

Title:

Reports from Mayor and Councilmembers

Background:

During this portion of the meeting any Councilmember may offer a summary of the Councilmember's attendance at assigned board/committee meetings and should include key highlights and points that may require additional decision and discussion by the full Council at this or a future Work Session.

Board/Committee	Meeting Day/Time	Assignment
--Team of 2-- Board/Commission Interviews	Monthly as Needed	Council Rotation
Water & Sewer Board	3 rd Wed, 2:00 pm	Gates
Youth Commission Liaison	4 th Mon, 6:00 pm	Clark
Historic Preservation Loan Committee	As Needed	DeBoutez
Police Pension Board	Quarterly	Clark
Employee Health Board	As Needed	DeBoutez
Airport Authority	3 rd Thur, 3:30 pm	Payton/Clark
Visit Greeley	3 rd Wed, 7:30 am	Butler
Upstate Colorado Economic Development	Last Wed, 7:00 am	Gates
Greeley Chamber of Commerce	4 th Mon, 11:30 am	Hall
Island Grove Advisory Board	1 st Thur, 3:30 pm	Butler
Weld Project Connect Committee (United Way)	As Needed	Butler
Downtown Development Authority	3 rd Thur, 7:30 am	Butler/DeBoutez
Transportation/Air Quality MPO	1 st Thur, 6:00 pm	Olson/Payton
Poudre River Trail	1 st Thur, 7:00 am	Hall
Interstate 25 Coalition	As Needed	Olson
Highway 85 Coalition	As Needed	Gates
Highway 34 Coalition	As Needed	Olson
National League of Cities Transportation and Infrastructure Services Committee	As Needed	Olson
CML Policy Committee (Council or Staff)	As Needed	Payton/Lee Gates alternate
CML Executive Board opportunity	As Needed	Hall
CML - Other opportunities	As Available/Desired	
Regional Opioid Council	As Needed	Gates



Work Session Agenda Summary

May 9, 2023

John Karner, Finance Director

Title:

Overview of Sales and Use Tax Software Collection System

Background:

Colorado has a unique tax landscape with 272 municipalities, out of which 97 are Home Rule jurisdictions that can establish their own tax base, requiring businesses to file and remit tax directly to the municipality. Out of the 97, Colorado has 68 that are self-collecting-tax jurisdictions.

The State of Colorado Interim Committee, the Sales and Use Tax Simplification Task Force, was originally created in 2017 to find ways to make it easier for businesses to navigate this highly complex system. Simplicity within the Colorado Sales and Use Tax landscape became imperative after the 2018 Supreme Court's ruling in South Dakota v. Wayfair that allowed states to require that sellers collect, and remit sales tax based on the establishment of an "economic nexus," doing away with the previous "physical presence" test.

In 2019, the State of Colorado Department of Revenue (DOR) and the Governor's Office of Information Technology (OIT) collaborated to deliver a Sales & Use Tax System (SUTS) that could be a single web portal where businesses could both look up sales and use tax information and file and remit to all jurisdictions at once. Current sale tax collections are remitted directly to the City of Greeley (City).

Two important items to consider in potentially utilizing SUTS include:

- While this is a choice for Home Rule municipalities in Colorado, participating in SUTS opens the possibility for remote sellers & marketplace facilitators to remit tax returns in one online location. SUTS participation also allows the City to reduce the monetary and clerical burden taxpayers may experience while adhering to Colorado's taxability matrix and complying with the South Dakota v. Wayfair ruling. The City was not an early adopter and is now one of only 11 home rule municipalities that are currently not on the SUTS system. As the system becomes more mature and adopted more broadly, City staff believe now is the appropriate time to participate in the SUTS system.

- Moving forward, municipalities across Colorado engaged in SUTS should monitor any legislation and/ or regulations that would result in the State of Colorado retaining any portion of local sales and use taxes.

This matter is being presented to the City Council with a staff recommendation to modify the City's municipal code to facilitate the ability for SUTS to collect sales and use tax for the City. With City Council consensus, staff is prepared to bring forward an ordinance amending the City's Municipal Code to allow for the SUTS system to collect and remit taxes to the City. The City will also enter into an intergovernmental agreement with the State of Colorado for the purposes of permitting access to the SUTS System and its related tax information search capabilities.

The May 9 Work Session item will provide a high-level overview of the SUTS system. Pending City Council consensus, a SUTS ordinance would be prepared and presented to City Council for first reading on May 16, 2023, and second reading on June 6, 2023. The supplemental resolution supporting the SUTS IGA will coincide with the ordinance second reading on June 6, 2023.

Strategic Focus Area:



Business Growth



Community Vitality



High-Performance Government

Attachments:

Sales and Use Tax System (SUTS) Final Report
Sales and Use Tax System (SUTS) Presentation



COLORADO
Department of Revenue



Colorado Sales & Use Tax Software (SUTS) System

Summary Report: July 8, 2020



Colorado’s Sales & Use Tax Software “SUTS” System

Summary Report: July 8, 2020

Table of Contents

Executive Summary	Page 3
Background.....	Page 3
Controlled Launch.....	Page 4
Budget.....	Page 5
Project Management Methodology	Page 5
Change Management Plan	Page 6
Maintaining the SUTS System.....	Page 6
Stakeholder Engagement & Governance	Page 7
Stakeholder Feedback.....	Page 8
Appendix A: The Consortium.....	Page 9
Appendix B: SUTS Vendors.....	Page 10

For more information on the SUTS system:

- [SUTS general information](#) for description, updates, consortium members, etc.
- [SUTS Portal](#) for businesses to look up tax rates, sign up, log in, remit tax, etc.
- Call Center support for general questions: (303) 238-7378
- [Joining SUTS](#) if you are a Home Rule jurisdiction: email Tracy.Winchester@state.co.us
- [CML Model Ordinance](#) assisting Home Rule jurisdictions seeking to join SUTS
- [Press inquiries](#): email Meghan.Tanis@state.co.us



Executive Summary

The Sales and Use Tax Software (SUTS) system allows businesses to go to a single web “portal” (website) to find all sales and use taxes associated with a specific destination, as well as exemptions, and file a single remittance that will then go to multiple jurisdictions.

SUTS was exceptionally successful in every way:

- (a) The SUTS *development* was completed on May 6, 2020, seven weeks ahead of what was already an aggressive estimate of June 30, 2020.
- (b) The SUTS *budget* was \$18,750,000 over fiscal years 2020 and 2021, but SUTS was completed at almost \$6 million under budget for FY20 and \$4.6 million under budget for FY21. About \$10.6 million in savings (56.30% of the appropriation) was given back to the General Fund at a critical time given the overall budget shortfalls due to COVID-19.
- (c) The SUTS *functionality* exceeded the minimal viable product established at the start, allowing lookups of sales and use tax but also exemptions with a robust remittance service.
- (d) The SUTS *acceptance* rate also exceeded expectations. The original requirement was for three of the 71 self-collecting-tax municipalities to voluntarily use the system upon launching online and to reach 100% engagement within three years. As of July 6, 2020, twelve (17%) have already signed on, 24% more are in the process of approval, and 48% more are in the evaluation stage.
- (e) SUTS yearly *maintenance & support* is far less than originally anticipated and less than maintaining a system in-house. Starting in FY22, support is estimated to be only about \$2.2 million (see “Budget” below), which includes vendors, hosting, call center and infrastructure support for all jurisdictions across Colorado.

The significant success of SUTS illustrates the collaboration achieved between state government, local jurisdictions, vendors, and the business community. SUTS is a first-of-its-kind software program for the state of Colorado, developed using an [Agile methodology](#). Stakeholders have been engaged throughout the process, from designing the functionality, through procurement, development and ongoing improvements.

This report outlines the background that started the SUTS legislation, then covers the controlled launch, budget, methodology, change management and the future of the system, as well as the stakeholder engagement and Governance that ensured its success. Stakeholder feedback is also included.

Background

Colorado has a unique tax landscape with 272 municipalities, out of which 97 are [Home Rule](#) jurisdictions that can establish their own tax base, requiring businesses to file and remit tax directly to the municipality. Out of the 97, Colorado has 71 that are self-collecting-tax jurisdictions.

The [Sales and Use Tax Simplification Task Force](#) was originally created in 2017 to find ways to make it easier for businesses to navigate this highly-complex system, and simplicity became imperative after the 2018 Supreme Court’s ruling in [South Dakota v. Wayfair](#) that allowed states to require that sellers collect and remit sales tax based on the establishment of an “economic nexus,” doing away with the previous “physical presence” test.



In 2019, the Task Force advocated for legislation and the General Assembly passed [Senate Bill 19-006](#) which required that the Department of Revenue (DOR) and the Governor's Office of Information Technology (OIT) collaborate to deliver a Sales & Use Tax System (SUTS) that could be a single web portal where businesses could both look up sales and use tax information and file and remit to all jurisdictions at once.

Beginning in July, 2019, DOR and OIT designed the concept of a stakeholder [Consortium](#) with multiple layers of constituents to participate at every level of development. The Consortium included legislative representation, local jurisdictions, technical and tax experts and members of the business community. The Consortium was empowered to drive real decisions on the functionality, interface and development from the onset of this project.

The procurement was done using a newly-authorized "[Invitation to Negotiate](#)" (ITN) process that allowed DOR and OIT to work with vendors closely to find the right match and cost structure. Incorporating [Agile methodologies](#) enabled the direction of the project to evolve as understanding grew and requirements developed, culminating in a final product that is truly responsive and adaptive in meeting the needs of the stakeholders.

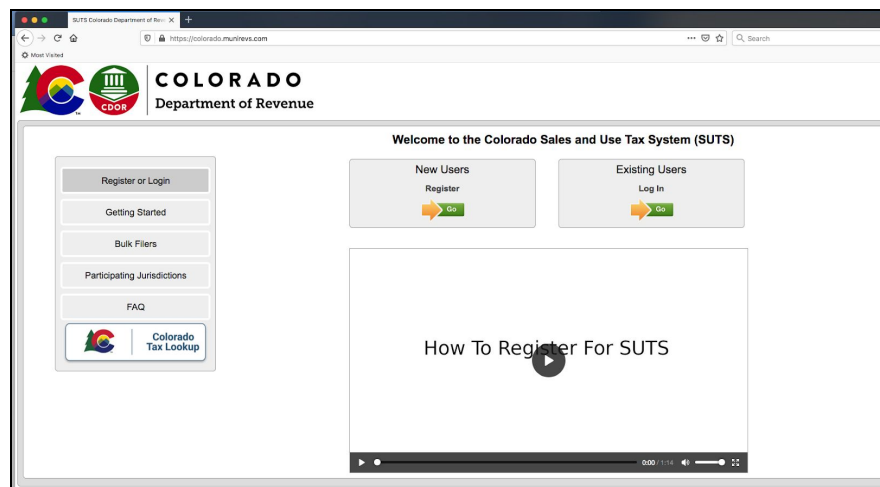
SUTS was designed collaboratively with the Consortium stakeholders with the expectation that it will be readily adopted.

Controlled Launch

On May 6, 2020, DOR and OIT initiated a controlled launch of [Colorado.Gov/Revenue/SUTS](#), a new, one-stop portal that allows users to do two things: (1) look up the sales and use tax rates, including exemptions, for any address in Colorado, and (2) file and remit sales and use tax to multiple jurisdictions in an easy, automated and seamless fashion.

Rifle, Craig, Rideway, and approximately 50 counties and all state-administered (statutory) cities participated in the launch that allowed the SUTS Team to actively operate the system from end-to-end in a controlled environment with a select number of taxpayers.

SUTS originally launched with three separate vendor agreements that Home Rules needed to sign, which proved cumbersome and legally challenging. Again, with Consortium support and guidance, the agreements were consolidated, streamlined and re-emerged as one inter-governmental agreement (IGA) between DOR and the Jurisdiction. That improved agreement significantly facilitated Home Rule jurisdictions signing up.





Budget

For Colorado fiscal year, July 1, 2019, to June 30, 2020, ("FY20"), [SB19-006](#) required an appropriation from the General Fund of \$9.183 million for the remittance part of the software, and \$817,000 for the "GIS" part that would be the tax look-up functionality, for a total of \$10 million. An additional \$8.75 million was designated for FY21. The total appropriation for both years was \$18,750,000 which was based on a *Request for Information* (RFI) issued as required by HB18-1022.

SB19-006 FUNDING	FY20	FY21	TOTAL	FY22*
Budget Appropriation	\$10,000,000	\$8,750,000	\$18,750,000	\$2,218,566
Vendor development	\$3,797,619	\$716,266	\$4,513,885	\$0
Vendor Support	\$0	\$1,915,275	\$1,915,275	\$1,819,200
State Tech/User Support Cost	\$228,662.72	\$1,150,600	\$1,379,263	\$399,366
Total Budget Impact	\$4,026,282	\$3,782,141	\$7,808,423	\$2,218,566
Balance	\$5,973,718	\$4,967,859	\$10,941,577	\$0
General Fund Reversion (56%)	\$5,973,718	\$4,600,000	\$10,573,718	
Contingency in FY21 (2%)	\$0	\$367,859	\$367,859	

FY22* Request for FY22 support

As the chart above shows, total spending for SUTS in FY20 is \$4,026,282, which is almost \$6 million under budget. For FY21, SUTS spending is estimated to be \$3,782,141, leaving a balance of almost \$5 million. The original intention was to ask the General Assembly for a rollover to use the unspent amount for years of support going forward, as DOR had negotiated a discount with vendors for pre-paid support. Then, the pandemic hit and it was more critical to give back all unspent funds to the General Fund to cover economic shortfalls throughout the state. SUTS gave back \$5,973,718 in FY20 and \$4,600,000 in FY21, for a total of \$10,573,718 which is 56.39% of the entire appropriation, without loss of time or functionality.

As the Department looks to the future, DOR requests \$2,218,566 in FY22 to cover vendor support, hosting, technical and user support and some minor infrastructure costs. This includes only one "Product Owner" (an important Agile role) and four FTE for call center staff as DOR is contractually obligated to provide Tier-1 (general) support. The original appropriation for the system never allocated maintenance and support funding to address ongoing operational needs past FY21. A properly maintained SUTS system is essential for accurate and effective usability of the product for all taxpayers. Without this ongoing support funding, SUTS would have to be shut down. The FY22 request is a fraction of the estimated 28 FTE plus hosting and support needed if the system had been created completely in-house instead of SUTS implementing a [SaaS approach](#).

In FY21, we will be auditing and assessing the amount of additional money brought into Colorado from SUTS, especially from out-of-state retailers who must comply with the state's destination sourcing laws.

Project Management Methodology

The SUTS team used [Agile methodology](#) for planning and development. Instead of creating a comprehensive blueprint at the outset of a project, when understanding is at its lowest, planning happens continuously, through a process of on-going stakeholder engagement and adaptation.

The system's final design emerged through a collaborative effort between developers and business users, requiring a shift in the traditional procurement approach relying heavily on functional specifications written up front.



OIT and DOR employed a relatively new procurement method called an *Invitation to Negotiate* (ITN), rather than the normally used *Request for Proposal* (RFP) process. SUTS was the first major technology project in the state to embrace the ITN approach, allowing for greater insight on core products in the marketplace and how the state could fit into that solution rather than assuming needs and fitting a vendor into the solution. DOR was able to take on the role as agency lead in negotiating price and functionality, with OIT in a supporting role helping vendors meet state standards and bringing technical expertise.

MUNIREvs was the vendor contracted to develop and support the filing and payment (remittance) portal, and TTR was contracted to develop the Geographic Information System (GIS) and taxability matrix. FAST Enterprises took the role of integration with DOR's existing Revenue Online system.

Change Management Plan

Change management is the engagement and adoption of SUTS into local governments and businesses. The Change Management Plan (CMP) outlines the processes, systems, organizational structure, and responsibilities for local governments and businesses to transition to SUTS.

The CMP is for:

- Statutory Cities, Counties, and Special Districts that have state-administered tax collection and need to know how this affects their traditional relationship and the process.
- Home Rule Municipalities that want to know how it benefits their communities, yet lets them retain the independence they cherish.
- Businesses that need to know how this works and how it makes collection and remittance easier.
- DOR and OIT where employees and infrastructure will be needed to support the system.

The CMP details the onboarding, maintenance and support that jurisdictions and businesses can receive from DOR, OIT and the vendors to facilitate the transition and process for using the SUTS System. The support involves individual meetings with each Home Rule municipality to demonstrate the use of the system and to review questions on the SUTS Agreement.

Tutorial video instructions for using the GIS and the remittance portal have been developed for taxpayers and are linked on the DOR Sales Tax webpage.

DOR will continue to work with Home Rule jurisdictions until all 71 self-collecting-tax municipalities have adopted the SUTS System.

Maintaining the SUTS System

From a Governance level, the Governance committee will continue to meet monthly to go over financials and any high-level issues around scope, resources, contract management, etc. The Consortium Executive Committee will also meet periodically to look at enhancements.

From a tax data perspective, as sales taxes change due to the passage of new laws, each jurisdiction is responsible for updating their local tax information. A detailed user agreement has been put in place for self-collecting jurisdictions, and users will be held harmless for incorrect data as DOR has certified TTR as an official "source-of-truth" database of sales and use tax information. DOR will make administrative changes for tax changes at the state level.

From a user point of view, DOR will maintain a “Tier-1” call center to handle simple user questions and help them get on the system. The vendors will be supporting “Tier-2” level issues around the software and technology.

From a cost position, the state has contractual payments due to vendors and the costs of call centers and product management which are captured in decision items yearly. When legislation changes the imposition of sales and use tax rates or exemptions, DOR fiscal notes will request funding for changes needed in the SUTS system and the state tax administration system (GenTax).

Stakeholder Engagement & Governance

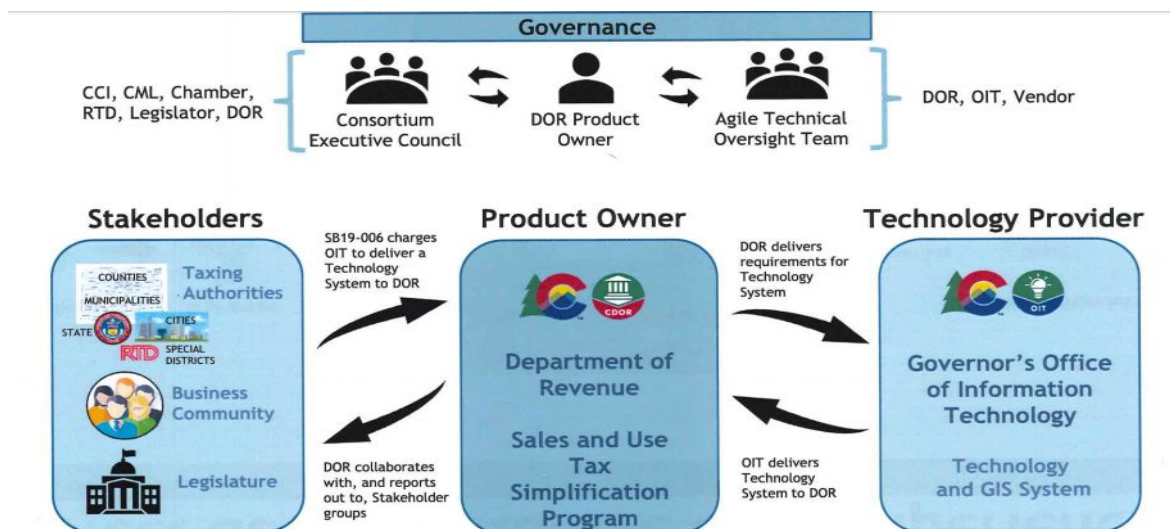
From inception, SUTS was a collaborative effort. The Sales & Use Tax Task Force was made up of representatives from government and business, as were the many associations that came together to create the initial specification for what was needed.

The plan from the beginning was to not build it in a state silo, but rather engage the stakeholders in every phase to build it together. The concept of a Consortium was formed. The largest group in the Consortium was open to the public and invited all the stakeholders, where hundreds had input and were kept involved along the way for feedback at key moments of development, but a smaller group, a Consortium Executive Committee, was set up to meet more frequently and guide the project at critical decision points.

Additional subsets included a selection committee to review and select the vendors that would best meet their needs, and a technical committee with those having particularly deep technical knowledge, who helped in the specification and scope of software creation.

Lastly, a Governance Committee meets monthly to review progress and next steps and anything that affects scope, budget or resources.

Details of the Consortium, including members of the Executive Committee, can be found in Appendix A below.





Feedback from Representatives of the Consortium Executive Council

- *"Since its inception in 2017, the Sales and Use Tax Simplification Task Force, in collaboration with the Joint Technology Committee, has been working towards the day when Colorado would have a centralized sales tax collection system between state and local governments; that day is here and the SUTS system has surpassed our expectations. CDOR/OIT created a stakeholder consortium of local jurisdictions and businesses to successfully build technology to meet the needs of a 21st century state government."* - State Senator Jack Tate, General Assembly, Joint Technology Committee representative.
- *"We appreciate the work that DOR has put into making this goal a reality. We appreciate the work of lawmakers and opportunity to participate in the conversation and take an active role in the selection process."* - Dave Davia, Vice President and CEO of the Colorado Association of Mechanical and Plumbing Contractors (CAMPC), Chairman and representative from Simplify Colorado Sales Tax Coalition.
- *"I am truly amazed by the level of cooperation and focus on delivering a solution that not only simplifies sales and use tax filings in Colorado but also meets the needs of government and businesses. The SUTS team was truly impressive in the way they mobilized resources quickly to deliver a sales and use tax filing system that provides significant benefit to all users."* - Ezequiel Vasquez, Revenue Manager, City of Arvada, representative from Colorado Municipal League.
- *"The Executive Council gave us a chance to see all sides of sales and use tax, the good and the bad. The feedback and collaboration from all sides of sales and use tax gave us a chance to create a system that works for all parties involved with sales and use tax."* - Ray Baca, Sales and Use Tax Analyst, El Paso County, representative from Colorado Counties, Inc.
- *"The development of the Sales and Use Tax System has been a well-organized and thought-out process. The opportunity for all stakeholders, including the businesses of Colorado, to be deeply involved in this process has been extremely beneficial and has allowed for a well-considered product set up for success. The Department has listened and considered the thoughts and concerns of all involved in the process."* - Ashley Granger, CPA, Manager, State and Local Tax, Rubin Brown, representative from Colorado Chamber of Commerce.



APPENDIX A: THE CONSORTIUM

Stakeholders Consortium: General stakeholder input was solicited for those who would interface with the SUTS software to ensure a human-centered design. They assisted with the scope of work on the remittance software and convened several times to review the scope of the work on the GIS software side. An Agile approach was used to solicit input and gather information in the form of user stories. Businesses and local taxing jurisdictions were asked to provide examples of their current operation for collecting sales taxes and to describe obstacles or barriers they would like to see removed or beneficial features added to the new system.

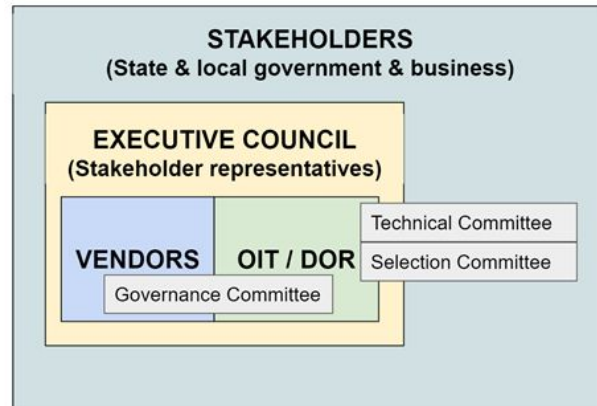
Most common feedback from user needs included:

- Search for tax rate and location code by address
- View map of jurisdictional boundaries
- Upload multiple addresses for batch searches
- Download data sets
- Provide specific reports; contact information, trending data, etc.

Consortium Executive Council: The Consortium Executive Council was created to provide perspective from stakeholders who are currently operating within the boundaries of multiple taxing jurisdictions. Their role is to deliberate on direction, prioritization, and strategic input on issues that affect both taxing authorities and the business customer. The Council has representatives from the General Assembly, Colorado counties, Home Rule jurisdictions, special districts, business organizations, and included the [following members](#), to whom we owe a great deal of appreciation and gratitude:

- General Assembly: Senator Jack Tate, Joint Technology Committee
- Counties and Commissioners Acting Together: Ramona Farineau, CFO, Boulder County
- Colorado Chamber of Commerce: Ashley Granger, CPA Manager, RubinBrown
- Special District Association: Heather McKillop, CFO, Regional Transportation District
- Colorado Counties, Inc: Breanna Paderewski-Vice, Senior Budget Analyst, Douglas County, and Ray Baca, Sales and Use Tax Analyst, El Paso County
- Colorado Municipal League: Heather Pezella, Revenue Services Manager, Town of Breckenridge, and Ezequiel Vasquez, Revenue Manager, City of Arvada
- Simplify Colorado Sales Tax Coalition: Lee Nelson, Assistant Controller, American Furniture Warehouse

SB19-006 SALES & USE TAX SOFTWARE CONSORTIUM STRUCTURE





APPENDIX B: SUTS VENDORS



MuniRevs: MUNIRevs provides the easiest way for jurisdictions to collect, and businesses to remit, sales and other taxes. Over 50,000 businesses utilize MUNIRevs to remit taxes, manage licenses and ensure compliance with jurisdiction requirements. Founded in 2011, the MUNIRevs team provides expertise and nimble software solutions to jurisdictions for sales tax, licensing and permitting. MUNIRevs has automated the delivery of over \$1 billion in tax revenues to jurisdictions throughout the United States. To learn more, visit www.munirevs.com.



TTR (The Tax Research Company) provides everything sales, use, and transaction tax related. Access to tax laws, a best in class research system, the most accurate tax rates and taxability rules available anywhere; with 10,000 companies and counting, TTR has become a "best practice" in the area of sales, use, and transaction tax. TTR also provides software solutions for companies and governments. TTR's revolutionary Artificial Intelligence Enabled Exemption Certificate Management System (ECMS), Tax Automation software, and proprietary nationwide GIS Tax Rate System allow businesses and states to Get Tax Right. To learn more, visit www.ttrus.com.



Implementation Specialists. Software Pioneers. Adventure Seekers. FAST Enterprises is committed to being a premier provider of software and consulting services to government agencies. FAST is dedicated to problem-solving, creating solutions, and maintaining strong partnerships with government agencies. We help our clients serve the needs of their communities to the best of their ability. To learn more, visit fastenterprises.com



State of Colorado Sales and Use Tax Software (SUTS) Collection System

City Council Work Session
May 9, 2023

Background

- 2018 U.S. Supreme Court Decision - South Dakota v. Wayfair
 - States may charge taxes on purchases made from out-of-state sellers regardless of any physical presence in the taxing state
 - Greeley adopted ordinance to regulate out-of-state sellers
 - Greeley adopted that language through ordinance in April 2021
- State of Colorado Legislation - HB 19-1240
 - Established economic nexus without physical presence for the state
 - Required marketplace facilitators to collect sales tax on behalf of seller

State Sales and Use Tax System (SUTS)

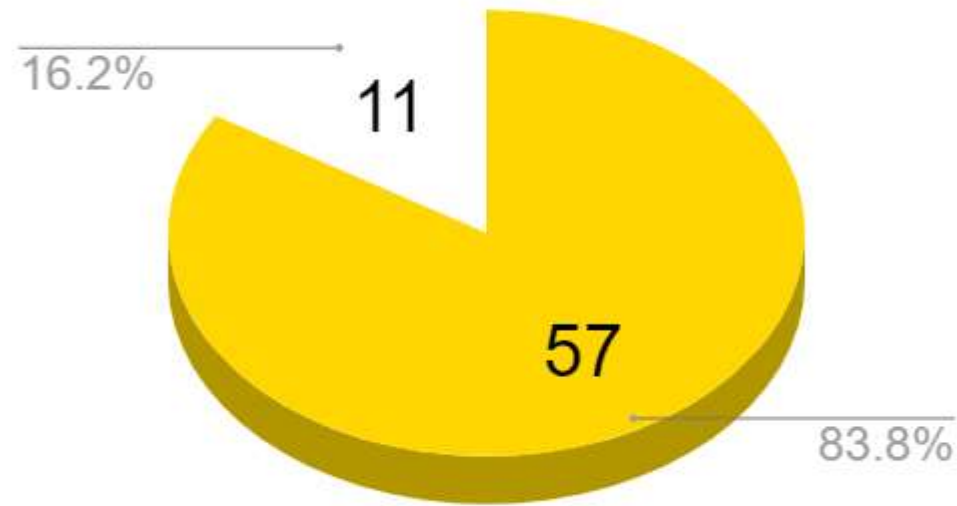
- Created by the State of Colorado Department of Revenue.
- One-stop portal for taxpayers
 - Look up sales and use tax rates by address
 - Single point and uniform remittance form
 - Taxability and exemption matrix
 - Ability to calculate tax rates on items with differing tax rates in the same jurisdiction
 - A record of the history of any changes

SUTS - Taxpayers Accessibility

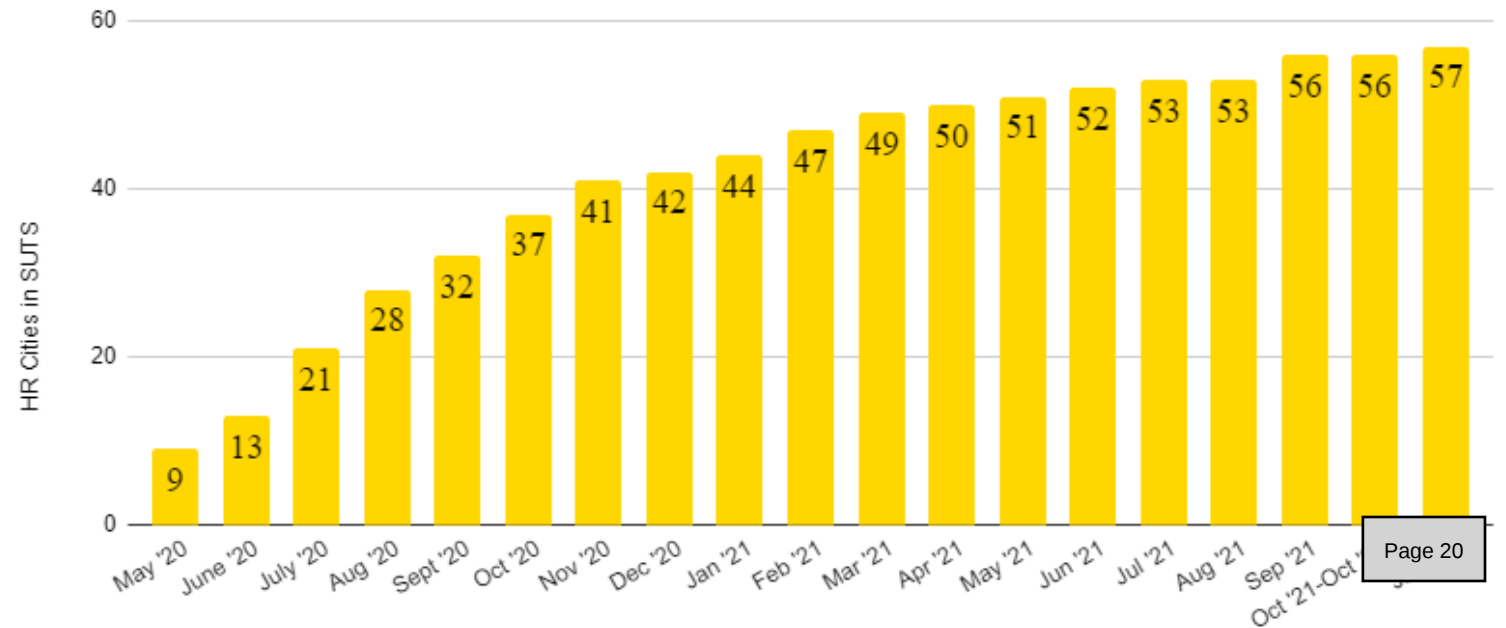
- Intended to streamline out of state businesses ability to comply with marketplace facilitator regulations.
- Available for any business (not just those with economic nexus)
- Businesses with physical presence in Greeley still need to have a local sales tax license
- Adds additional filing option for businesses
 - Paper via mail or walk-in, Greeley's online tax system, or the new SUTS System

Current Home Rule Participation in SUTS

Home Rule City Participation



Total Self-Collecting Home Rule Cities Participating in SUTS (68 possible)



Next Steps

- Present City Council with ordinance modifying the City Municipal Code allowing the City to use SUTS
 - First Reading May 16th
 - Second Reading June 6th
- Develop a supplemental IGA (City and State) outlining SUTS mechanics, implementation and operations
- Implementation Timeline (if ordinance and IGA approved)
 - Sign Agreement with State June 2023
 - Implement and Start Collecting from SUTS in July 2023



High
Performance
Government



Community
Vitality



Page 21
Economic
Growth

Thank you





Work Session Agenda Summary

Title

Scheduling of Meetings, Other Events

Summary

During this portion of the meeting the City Manager or City Council may review the attached Council Calendar or Work Session Schedule regarding any upcoming meetings or events.

Attachments

Council Meetings and Other Events Calendar
Council Meeting and Work Session Schedule
Status Report of Council Initiatives and Related Information

May 8, 2023 - May 14, 2023

May 2023							June 2023						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
		1	2	3	4	5	6				1	2	3
7	8	9	10	11	12	13		4	5	6	7	8	9
14	15	16	17	18	19	20		11	12	13	14	15	16
21	22	23	24	25	26	27		18	19	20	21	22	23
28	29	30	31					25	26	27	28	29	30

Monday, May 8

Tuesday, May 9

 **6:00pm - City Council Work Session Meeting** (R_CCS_Council Chambers - WiFi Ready) - Council Master Calendar 



Wednesday, May 10

 **7:30am - 9:00am Frontier House 12th Annual Breakfast***RSVP by April 20, 2023** (DoubleTree by Hilton Greeley at Lincoln Park (919 7th St., Greeley, CO 80631)) - Council Master Calendar

Thursday, May 11

Friday, May 12

Saturday, May 13

 **10:00am - 11:00am Invite to LINC Library Innovation Center's Grand Opening on May 13th** (501 8th Avenue, Greeley CO 80631) - Council Master Calendar

 **5:00pm - 7:00pm Campo Esperanza Natural Area event 5/13** (Campo Esperanza (Hope Field) is the new name for the natural area located just east of Discovery Bay Waterpark, at 715 E. 24th Street) - Council Master Calendar

Sunday, May 14

May 15, 2023 - May 21, 2023

May 2023							June 2023						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
		1	2	3	4	5	6				1	2	3
7	8	9	10	11	12	13		4	5	6	7	8	9
14	15	16	17	18	19	20		11	12	13	14	15	16
21	22	23	24	25	26	27		18	19	20	21	22	23
28	29	30	31					25	26	27	28	29	30

Monday, May 15

Tuesday, May 16

 **6:00pm - City Council Meeting** (R_CCS_Council Chambers - WiFi Ready; R_CCS_Council Chambers Overflow Room 103) - Council Master Calendar 



Wednesday, May 17

 **7:30am - Visit Greeley (Butler)** 

 **2:00pm - 5:00pm Water & Sewer Board (Gates)** 

Thursday, May 18

 **7:30am - 8:30am DDA (DeBoutez/Butler)** 

 **3:30pm - 4:30pm Airport Authority (Clark/Payton)** 

Friday, May 19

Saturday, May 20

 **11:00am - 11:30am Armed Forces Day Celebration** (Bittersweet Park)

Sunday, May 21

May 22, 2023 - May 28, 2023

May 2023							June 2023						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
		1	2	3	4	5	6				1	2	3
7	8	9	10	11	12	13		4	5	6	7	8	9
14	15	16	17	18	19	20		11	12	13	14	15	16
21	22	23	24	25	26	27		18	19	20	21	22	23
28	29	30	31					25	26	27	28	29	30

Monday, May 22

11:30am - 12:30pm Greeley Chamber of Commerce (Hall) ↻

6:00pm - 7:00pm Youth Commission (Clark) ↻

Tuesday, May 23

6:00pm - City Council Work Session Meeting (R_CCS_Council Chambers - WiFi Ready) - Council Master Calendar ↻



Wednesday, May 24

Thursday, May 25

3:00pm - 5:00pm Save-the-Date: 4P Meeting w/ Weld County - Option #1 (Weld County Admin Bldg, 1150 O Street, Greeley, CO) - Council Master Calendar

Friday, May 26

Saturday, May 27

Sunday, May 28

May 29, 2023 - June 4, 2023

May 2023						
Su	Mo	Tu	We	Th	Fr	Sa
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

June 2023						
Su	Mo	Tu	We	Th	Fr	Sa
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

Monday, May 29

Tuesday, May 30

6:00pm - 6:30pm (No Council Meeting - 5th Tuesday)

Wednesday, May 31

7:00am - 8:00am Upstate Colorado Economic Development (Gates/Hall) (Upstate Colorado Conference Room) - Council Master Calendar

3:00pm - 4:00pm Celebratory Swearing in of New Officers (Greeley Police Department; Donahue Room) - Council Master Calendar

Thursday, June 1

7:30am - Poudre River Trail (Hall)

3:30pm - IG Adv. Board (Butler)

6:00pm - 8:30pm North Front Range MPO Meeting (Olson/Payton)

Friday, June 2

Saturday, June 3

Sunday, June 4

City Council Meeting Scheduling 2023

	5/2/2023		
	This schedule is subject to change		
Date/Type	Description	Sponsor	Placement/Time
16-May-23 Council Meeting	Proclamation - Mental Health Month	Mayor	Intro
	Minutes Approval (4/18/23 Council Meeting; 4/25/23 Work Session; 5/2/23 Council Meeting)	Heidi Leatherwood	Consent
	Intro & 1st Rdg Ord - Code Amendment to allow SUTS collection system	John Karner	Consent
	Consideration of a Resolution - Amending IGA w/Weld County for 59th & O Street Intersection	Paul Trombino	Consent
	Consideration of a Change Order - 59th Avenue & O Street Design	Paul Trombino	Consent
	PH & 2nd Rdg Ord - Grant Ordinance	John Karner	Regular
	PH & 2nd Rdg Ord - Code Amendment to Designate Posting Sites for B&C Meeting Notices	Heidi Leatherwood	Regular
	Boards & Commissions Appointments	Heidi Leatherwood	Regular
23-May-23 Council Work Session	Traffic Technology Update	Adam Turk/Paul Trombino	
	Hillside Tunnel Update	Paul Trombino	
	2022 Year-end Financial Report and 2024 Budget Schedule Preview	John Karner	
6-Jun-23 Council Meeting	Proclamation - Juneteenth	Mayor	Intro
	Proclamation - PFLAG/Pride Month	Mayor Intro	
	Minutes Approval (5/9/23 Work Session; 5/16/23 Council Meeting)	Heidi Leatherwood	Consent
	Intro & 1st Rdg Ord - Adoption of Integrated Water Resources Master Plan (IWRP)	Sean Chambers	Consent
	Resolution and IGA w/State of Colorado on SUTS collection system	John Karner	Regular
	PH & 2nd Rdg Ord - Code Amendment to allow SUTS collection system	John Karner	Regular
13-Jun-23 Council Work Session	Homelessness - Point-in-Time numbers	Juliana Kitten	
	Homelessness - Strategic Plan Update	Juliana Kitten	
	Greeley/Weld County - Community Health Survey	Juliana Kitten	

Status Report of Council Initiatives

Initiative No.	Council Member Initiating	Council Request	Council Meeting or Work Session Date Requested	Status or Disposition (After completion, item is shown one time as completed and then removed.)	Next Steps & Schedule	Anticipated Deliverable & Date (Report,	Assigned to:
15-2021	Olson	Formation of a committee for implementation of a funding strategy for the 35th and 47th interchanges.	12/7/2021 Council Meeting	Councilmember Olson will be following up with Manager Lee and Director Trombino on next steps. Staff preparing a revised funding application for the next cycle of USDOT Grant Funding expected to be available in May 2023.	Pending outcome of federal grant application submitted	Next grant application expected May 2023	Paul Trombino
09-2022	Butler	Review traffic and safety surrounding 15 acre open area between 71st Avenue and 8th Street	6/7/2022 Council Meeting	Requested that Public Works review the traffic and to improve safety in this congested area. In late 2022, Public Works Staff installed additional signage to improve safety and line of sight issues caused by parked cars. Furthermore, GPD with the help of Public Works have identified key times to enforce both speeding and stop sign compliance. City staff along with School District 6 and Westridge Academy held a public meeting with the neighborhood on January 26th, 2023. During this meeting we heard feedback regarding traffic safety and development concerns. This feedback is being used to develop solutions to address identified traffic safety concerns. These potential solutions will be brought back to the neighborhood to garner feedback prior to moving forward with the installation of identified	Additional signage installed for traffic and parking. Staff worked with School District, builder and GPD to ensure road is passable for school buses. GPD will focus enforcement times to ensure compliance with posted speed limit. Staff developing neighborhood safety improvement options and working with School District on transportation issues to improve coordination and support related to safety and infrastructure around school sites.	Anticipate providing council an update on the next neighborhood meeting and safety improvements by late summer 2023	Paul Trombino
16-2022	Clark	Concerns over the increase in incidents and safety in the tunnel under Hwy 34 in the Hillside/Farr Park neighborhood	November 1, 2022 Council Meeting	Requested staff study implementing a closure of the tunnel entrance between the hours of 10:00 PM and 7:00 AM over safety concerns Post the neighborhood meeting and confirmation the neighborhood's desire to keep the underpass. Public Works Staff finalized a new design for the existing underpass. The final new underpass design concept was submitted for grant funding through the Colorado Department of Transportation – Transportation Alternatives Program	Neighborhood meeting scheduled for 1/25/23 5:30 - 7:00 pm at Jackson Elementary. PW finalizing new design for existing underpass. Submitted for grant funding through CDOT - Transportation Alternatives program	We plan to share the new design concept in a neighborhood meeting to be scheduled in late April/early May 2023.	Paul Trombino/Becky Safarik
17-2022	DeBoutez	Expressed concern about neighborhood issues, i.e. speeding and noise violations.	November 15, 2022 Council Meeting	Requested GPD and PW research technologies available for traffic calming, speed/red light cameras and decibel measuring devices to improve safety, wellbeing and quality of life in Greeley. GPD and PW staff have completed their research regarding the betterment of neighborhood safety, well-being and quality of life using technology. Staff developed a comprehensive list of technology and other tools available and will bring those forward at an upcoming work session. April 13, 2022	CMO recommendation - Do we invest in additional technology tools and structure to combat neighborhood issues? PW/GPD provide report on technologies available, cost of such technology, and how different technologies are used in other communities and the results of implementing such technology. GPD completed research and provided to CMO. Waiting for direction on if this will be provided in CM report to Council or at WS. (3/21/23)	Work Session report/CMO recommendation on neighborhood issues and technological options Per Councilor DeBoutez's request, a work session regarding the technologies/options will be scheduled.	Adam Turk/Paul Trombino

01-2023	Butler	Costs and feasibility study of translation services for agendas and meetings	January 3, 2023 Council Meeting	Request staff research the costs and feasibility of translating the agenda, agenda packet and live streamed meetings in other languages? Is Spanish the predominant language for translation or are other languages also appropriate? CCO is almost finished gathering the costs connected to having an in-person translator at council meetings, along with options for agenda translation services. C&E has supplied the information needed about the percentage of Spanish speaker in the community. Next Steps: Provide a written summary and recommendation to council by end of March. *April 12, 2023	CCO to work with C&E to gather statistical information for report.	CCO to provide a written report or Work Session Report in June	City Clerk's Office/Communication & Engagement
03-2023	Butler	Limits on individual campaign contributions	February 7, 2023 Council Meeting	Research and gather information from other municipalities to determine if they have implemented campaign contribution limits and provide update of what the process would be to set limits for individual campaign contributions CAO and CCO will have a written report ready in May.	CCO/CAO to come back to Council at a work session regarding the process	CCO/CAO report to Council in May	CCO/CAO
04-2023	Hall	Bridge over creek along the Poudre River Trail in Pumpkin Ridge area	March 7, 2023 Council Meeting	Would like a written report to Council regarding the history of the project and possibility of putting a wooden foot bridge across the trail and the timeline going forward City staff will be setting up a neighborhood meeting with the Pumpkin Ridge Neighborhood regarding the proposed connection to the Sheep Draw Trail. We are planning the meeting for	PW anticipated next neighborhood meeting for May/June 2023.	PW report provided to Council on March 24, 2023. Neighborhood meeting planned for May/June 2023.	PW
06-2023	Clark/DeBoutez	Asked staff to research zoning codes for artificial grass in housing developments	March 21, 2023 Council Meeting	Asked staff to research the zoning regulations and standards for putting artificial grass in residents' front yards and research the landscape code and provide updates on the alternatives for water	Community Development/Water Conservation	CMO/Report to Council	CD/Water
07-2023	Butler	Asked staff to research a change to the code notification requirements for mobile home parks when changes in the code affect residents within a 500 feet radius of the park	May 2, 2023 Council Meeting	Request staff to research a change to the code requiring notification to affected owners of personal property (structures) in mobile home parks within 500 feet of new zoning changes	Community Development/Water Conservation	Report to Council	CD/Water